

**ASSIGNED**

No. **58053**

**APPLICATION FOR PERMIT  
TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA**

Date of filing in State Engineer's Office SEP 04 1992

Returned to applicant for correction \_\_\_\_\_

Corrected application filed \_\_\_\_\_

Map filed SEP 04 1992

The applicant Frank Hersman

P.O. Box 3434, of Pahrump  
Street and No. or P.O. Box No. City or Town

Nevada 89041, hereby make application for permission to appropriate the public  
State and Zip Code No.

waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation; if a copartnership or association, give names of members.) \_\_\_\_\_

1. The source of the proposed appropriation is underground  
Name of stream, lake, spring, underground or other source

2. The amount of water applied for is 0.050 C.F.S. (4000 Gal. or less per day) second-feet  
One second-foot equals 448.83 gals. per min.

(a) If stored in reservoir give number of acre-feet \_\_\_\_\_

3. The water to be used for Commercial Use  
Irrigation, power, mining, manufacturing, domestic, or other use. Must limit to one use.

4. If use is for:

(a) Irrigation, state number of acres to be irrigated \_\_\_\_\_

(b) Stockwater, state number and kinds of animals to be watered \_\_\_\_\_

(c) Other use (describe fully under No. 12. "Remarks") \_\_\_\_\_

(d) Power:

(1) Horsepower developed \_\_\_\_\_

(2) Point of return of water to stream \_\_\_\_\_

5. The water is to be diverted from its source at the following point within the NE $\frac{1}{4}$  NE $\frac{1}{4}$  Section 10,  
Describe as being within a 40-acre subdivision of public  
Township 21 South, Range 53 East M.D.M. or at a point from the NE Corner of  
survey, and by course and distance to a section corner. If on unsurveyed land, it should be so stated.  
said Section 10 bears N 59°22'00" E a distance of 282.00 feet

6. Place of use A portion of NE $\frac{1}{4}$  NE $\frac{1}{4}$  NE $\frac{1}{4}$  Section 10, Township 21 South, Range 53 East  
Describe by legal subdivision. If on unsurveyed land, it should be so stated.  
M.D.M. Being Lot 3 and 4 of Block 9 of Plantation Estates File No. 10389 Nye  
County Records.

7. Use will begin about January 1 and end about December 31, of each year.  
Month and Day Month and Day

8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) 8" well 200' deep with 1/2 HR pump thru  
State manner in which water is to be diverted, i.e. diversion structure, ditches and  
2" plastic service lines  
flumes, drilled well with pump and motor, etc.

9. Estimated cost of works.....\$5,000.00
10. Estimated time required to construct works.....2 years  
If well completed, describe works.
11. Estimated time required to complete the application of water to beneficial use.....4 years.
12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use:  
Convenience store and rental units

By s/Richard L. Hafen Agent  
Richard L. Hafen, Agent  
2383 Gateway Road  
Las Vegas, Nevada 89115

Compared bc/bc ab/se

Protested

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit is issued subject to existing rights. It is understood that the amount of water herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the amount of water actually placed to beneficial use. It is also understood that this right must allow for a reasonable lowering of the static water level. This well shall be equipped with a two (2) inch opening for measuring depth to water. If the well is flowing, a valve must be installed and maintained to prevent waste. A totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of water begins, or before the Proof of Completion of Work is filed. This source is located within an area designated by the State Engineer, pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

This permit is issued under the provisions of NRS 534.120(2) as a preferred use. The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to

exceed 0.05 cubic feet per second, but not to exceed 4.48 acre-feet annually.

- Work must be prosecuted with reasonable diligence and be completed on or before May 13, 1995
- Proof of completion of work shall be filed before June 13, 1995
- Application of water to beneficial use shall be filed on or before May 13, 1997
- Proof of the application of water to beneficial use shall be filed on or before June 13, 1997
- Map in support of proof of beneficial use shall be filed on or before N/A

Completion of work filed JUN 16 1995

Proof of beneficial use filed JUL 06 1999

Cultural map filed

Certificate No. 15323 Issued NOV 05 1999

IN TESTIMONY WHEREOF, I, R. MICHAEL TURNIPSEED, P.E.  
State Engineer of Nevada, have hereunto set my hand and the seal of my  
office, this 13th day of May  
A.D. 1993  
R. Michael Turnipseed  
State Engineer